

IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE LITIGATION)	MDL No. 1456
)	Master File No. 01-CV-12257-PBS
)	Subcategory No. 06-CV-11337-PBS
THIS DOCUMENT RELATES TO:)	Judge Patti B. Saris
<i>United States of America ex rel. Ven-A-Care of the Florida Keys, Inc., et al. v. Boehringer Ingelheim Corporation, et al.</i> , Civil Action No. 07-10248-PBS)	Magistrate Judge Marianne B. Bowler

Pursuant to Federal Rule of Civil Procedure 26(a)(3)(A), the Court’s pretrial scheduling order, and the parties’ agreement,¹ Boehringer Ingelheim Roxane, Inc., Roxane Laboratories, Inc., Boehringer Ingelheim Corporation, and Boehringer Ingelheim Pharmaceuticals, Inc. (collectively, the “Roxane Defendants”) hereby disclose the witnesses they expect to call, and may call, at trial (attached hereto as Exhibit 1) and the exhibits they expect to offer, and may offer, at trial (attached hereto as Exhibit 2).

1 The parties have filed a Joint Motion To Modify Pretrial Order that is currently pending (Dkt. No. 6953). Under the proposed revised schedule, the parties will file deposition designations on April 19, 2010, when all rounds of objections and counter-designations have been completed and exchanged.

Dated: March 16, 2010

/s/ John W. Reale

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing was delivered to all counsel of record by electronic service pursuant to Paragraph 11 of Case Management Order No. 2, by sending on March 16, 2010, a copy to LexisNexis File and Serve for posting and notification to all parties.

/s/ John W. Reale

John W. Reale